

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 1999-327-C - ORDER NO. 1999-630
SEPTEMBER 7, 1999

IN RE: Application of Maxxis Communications, Inc.) ORDER ✓
for Approval of the Acquisition of Certain) APPROVING REQUEST
Assets of Colorado River Communications) FOR WAIVER OF
Corporation) HEARING AND
) APPROVING
) APPLICATION

This matter comes before the Public Service Commission of South Carolina (the Commission) on the Application of Maxxis Communications, Inc. (Maxxis) for approval of the acquisition of certain assets of Colorado River Communications (CRC) Corporation. As per the Application, Maxxis will acquire the assets of CRC utilized to serve the subscriber base developed by Maxxis for CRC as an independent sales agent for CRC. CRC will continue to offer long distance service in South Carolina.

Pursuant to the instructions of the Commission's Executive Director, Maxxis published a Notice of Filing one time in newspapers of general circulation. The Notice of Filing outlined a procedure wherein the public could participate in the proceeding. No Protests or Petitions to Intervene were filed. Accordingly, Maxxis moves for expedited review of the Application, and files the verified testimony of Thomas O. Cordy, President and Chief Executive Officer of Maxxis. We grant expedited review of the Application, since there have been no Protests or Petitions to Intervene. The Commission agenda session shall serve as the required "due hearing."

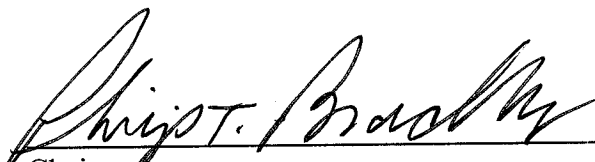
Cordy states that following the acquisition, Maxxis will own and operate the assets in question to provide long distance service to customers in South Carolina. CRC will cease providing long distance telecommunications services to such customers in South Carolina, although CRC will

continue to operate pursuant to the authority granted by Order No. 95-551 issued in Docket No. 94-504-C, serving those customers in South Carolina not included in the subscriber base developed by Maxxis for CRC. According to Cordy, the transfer to Maxxis will have no adverse effect on customers in South Carolina and will be essentially transparent to such customers. Maxxis has already filed a tariff incorporating CRC's service offerings in South Carolina, thereby enabling CRC's customers to obtain service from Maxxis under identical rates, terms and conditions. Maxxis will provide the applicable CRC customers with written notification of its acquisition of the certain CRC assets, and provide these customers with the opportunity to cancel their service at no charge if they choose not to obtain long distance service from Maxxis.

We have examined the entire record of this case, including the Application and Cordy's testimony, and we hereby grant the Application as filed, based on the reasoning as stated by Cordy. We believe the asset transfer is in the public interest, and we believe that the CRC customers involved are fully protected under the circumstances.

This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Chairman

ATTEST:


Executive Director

(SEAL)